

PEANUTS FOR BOILING

AUGUST 11, 1959.—Ordered to be printed

Mr. JOHNSTON of South Carolina, from the Committee on Agriculture and Forestry, submitted the following

R E P O R T

[To accompany H.R. 4938]

The Committee on Agriculture and Forestry, to whom was referred the bill (H.R. 4938) to amend the Agricultural Adjustment Act of 1938 to extend for 2 years the definition of "peanuts" which is now in effect, having considered the same, report thereon with a recommendation that it do pass without amendment.

This bill would extend for 2 additional years the exemption from acreage allotments and marketing quotas now provided for peanuts produced for consumption as boiled peanuts. The bill is fully explained in the attached report of the House Committee on Agriculture.

[H. Rept. 691, 86th Cong., 1st sess.]

The Committee on Agriculture, to whom was referred the bill (H.R. 4938) to amend the Agricultural Adjustment Act of 1938 to make permanent the definition of "peanuts" which is now in effect on a temporary basis, having considered the same, report favorably thereon with amendments and recommend that the bill do pass.

The amendments are as follows:

Page 1, line 7, strike the word "repealed" and insert "amended by striking the word 'and' and inserting after the figure '1959' the words '1960 and 1961'".

Amend the title to read as follows:

A bill to amend the Agricultural Adjustment Act of 1938 to extend for two years the definition of "peanuts" which is now in effect.

PURPOSE

The purpose of the bill is to provide a 2-year extension of the definition of "peanuts" which is now contained in section 359(c) of the

Agricultural Adjustment Act of 1938, as amended. Under this definition, any peanuts which are marketed, before drying or removal of moisture (either by natural or by artificial means), for consumption exclusively as boiled peanuts are excluded from the provisions of acreage allotments and marketing quotas. The present law will expire after the 1959 crop of peanuts. This bill will extend the definition through the 1960 and 1961 crops.

NEED FOR THE BILL

Section 359(c) was originally enacted by Public Law 85-127. The reason for excluding boiled peanuts from acreage allotments and marketing quotas was (and is) that in some parts of the United States immature peanuts are boiled and eaten as a green vegetable, similar to spinach or other fresh garden produce. These peanuts never enter the market in competition with salted peanuts or other forms of the product. This bill is a continuing recognition of the fact that peanuts for boiling are an entirely different commodity from other peanuts and should not be included in the programs designed to regulate the production of peanuts for conventional use.

Five States (Alabama, Florida, Georgia, South Carolina, and Mississippi) are the principal producers of boiled peanuts. As indicated by the following table, the total exempted acreage in 1958 was 2,662 acres, up from 1,668 acres in 1957.

Number of farms and the acreage thereon from which peanuts were harvested as green peanuts (summary of data requested by notice OP-85)

State	1957		1958	
	Number farms	Acres	Number farms	Acres
Alabama.....	55	115.2	114	270.8
Arizona.....	0	0	0	0
Arkansas.....	0	0	0	0
California.....	6	36.7	4	24.9
Florida.....	291	823.9	289	1,191.0
Georgia.....	125	234.1	229	507.5
Louisiana.....	1	7.7	1	10.0
Mississippi.....	237	115.0	225	112.0
Missouri.....	0	0	0	0
New Mexico.....	0	0	0	0
North Carolina.....	40	73.4	48	80.9
Oklahoma.....	0	0	0	0
South Carolina.....	530	365.3	951	565.7
Tennessee.....	0	0	0	0
Texas.....	0	0	0	0
Virginia.....	0	0	0	0
Total.....	1,285	1,667.8	1,861	2,662.0

COMMITTEE AMENDMENT

The bill as introduced would have made the definition of "boiled peanuts" permanent. The committee amended the bill to provide a 2-year extension of the definition.

HEARINGS

Hearings on this bill and a similar bill, H.R. 6603 by Mr. Cramer, were held by the Peanuts and Oilseeds Subcommittee. The Associa-

tion of Virginia Peanut & Hog Growers and the North Carolina Peanut Growers Association expressed their support of the bill. The Virginia-Carolina Peanut Association filed a statement in opposition to the bill.

DEPARTMENTAL POSITION

The following report from the Department of Agriculture indicates approval of the proposed legislation with a recommendation that the bill be enacted with amendment. The committee has adopted that amendment. The Department's report is as follows:

DEPARTMENT OF AGRICULTURE,
OFFICE OF THE SECRETARY,
Washington, May 8, 1959.

HON. HAROLD D. COOLEY,
*Chairman, Committee on Agriculture,
House of Representatives.*

DEAR CONGRESSMAN COOLEY: This is in reply to your request of March 4, 1959, for a report on H.R. 4938, a bill to amend the Agricultural Adjustment Act of 1938, as amended, to make permanent the definition of "peanuts" which is now in effect on a temporary basis.

This Department recommends that the bill be passed with an amendment suggested below.

The bill provides for an indefinite extension of the definition of "peanuts" which is now contained in section 359(c) of the Agricultural Adjustment Act of 1938, as amended. This definition excludes from the provisions of acreage allotments and marketing quotas any peanuts which are marketed, before drying or removal of moisture either by natural or artificial means, for consumption exclusively as boiled peanuts.

The acreage planted to peanuts, and utilized before drying or removal of moisture for consumption as boiled peanuts, is found primarily in Alabama, Florida, Georgia, and South Carolina. A survey shows that the acreage utilized for production of peanuts, for consumption exclusively as boiled peanuts, increased from 1,668 acres in 1957 to 2,662 acres in 1958. Legislation authorizing this use of peanuts was enacted August 13, 1957; therefore, the effects of the legislation upon acreage was not evident until 1958. In view of possible further increase in the production of peanuts, for consumption as boiled peanuts, we recommend that the definition of "peanuts" as contained in the present law be continued for the 1960 and 1961 crops.

The enactment of this bill would not result in a need for additional appropriations.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE, *Acting Secretary.*

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CHANGES IN EXISTING LAW

In compliance with subsection (4) of rule XXIX of the Standing Rules of the Senate, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

PUBLIC LAW 85-127

AN ACT To amend the peanut marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended, and for other purposes

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 359(c) of the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1359(c)), be amended to read as follows:

"(c) The word 'peanuts' for the purposes of this Act shall mean all peanuts produced, excluding any peanuts which it is established by the producer or otherwise, in accordance with regulations of the Secretary, were not picked or threshed either before or after marketing from the farm* or were marketed by the producer before drying or removal of moisture from such peanuts either by natural or artificial means for consumption exclusively as boiled peanuts*"

This amendment shall be effective for the 1957, 1958, [and] 1959, 1960 and 1961 crops of peanuts.

*The amendment made by Public Law 85-127 added the portion shown between asterisks. This portion of the definition would be continued in effect by H.R. 4938 for 2 additional years.

